



# Memorandum

**TO:** Honorable Mayor &  
City Council

**FROM:** Toni J. Taber, CMC  
City Clerk

**SUBJECT:** The Public Record  
May 2, 2014 – May 8, 2014

**DATE:** May 9, 2014

## ITEMS FILED FOR THE PUBLIC RECORD

1. Letter from David Wall to the Mayor and City Council dated May 7, 2014, regarding Council's "perpetual reckless disregard" for the public's safety and well-being is declared.
2. Annexation Report from the County of Santa Clara Office of the County Assessor dated February 25, 2014 to the City of San José regarding Blossom Hill Manor No. 13
3. Annexation Report from the County of Santa Clara Office of the County Assessor dated March 28, 2013 to the City of San José regarding "Area STG01".
4. Annexation Report from the County of Santa Clara Office of the County Assessor dated March 28, 2013 to the City of San José regarding "Area STG07".
5. Annexation Report from the County of Santa Clara Office of the County Assessor dated March 28, 2013 to the City of San José regarding The Quarry.

Toni J. Taber, CMC  
City Clerk

TJT/kc

Honorable Mayor and City Council Members  
May 9, 2014  
Subject: The Public Record: May 2-May 8, 2014  
Page 2 of 2

Distribution:	Mayor/Council	Director of Transportation
	City Manager	Public Information Office
	Assistant City Manager	San José Mercury News
	Assistant to City Manager	Library
	Council Liaison	Director of Public Works
	Director of Planning	City Auditor
	City Attorney	Director of Finance

David S. Wall  
P.O. Box 7621 San José, California 95150  
Phone / Fax (408)-295-5999

RECEIVED  
San Jose City Clerk

2014 MAY -7 PM 12: 54

May 7, 2014

Mayor Reed and Members San José City Council  
200 East Santa Clara Street  
San José, California 95113-1905

**Re: Council's "perpetual reckless disregard" for the public's safety and well-being is declared.**

**Lack of "Sewer Hook-up Moratorium" and cessation of housing permits cited as "causation."**

**The swine on the 18<sup>th</sup> Floor want us to conserve water while "permitting more housing" in San José.**

Dateline: City Desk [Wednesday, (05.07.14)]. *More water, not more people and housing is required!*

Below is the text for a pending "Request for Public Record Information."

**"Request for PUBLIC RECORD INFORMATION"**

**This request for Public Record information concerns itself with Planning Building and Code Enforcement with reference to the number of "permits for residential housing" issued from January 1, 2014 to April 30, 2014.**

**Background:** For some time now, Governor Brown has been declaring an "Exceptional Drought" for the State of California and that all California residents should enact and conduct water conservation yet, the permitting and building of more housing seems not to be linked to "water conservation strategies."

In other words; citizens, residents, vacationers and illegal aliens are asked to conserve water while "elected government morons" continue to attract more people to California, to everyone's detriment. In the case before you, the City of San José continues to "permit and support" what appears to be, unbridled residential growth coupled with the "Granddaddy of all Land use screw jobs-Urban Villages."

This official "elected government conduct" is tantamount to a "perpetual reckless disregard" for the deleterious effects to the public's safety and well-being, as a function of dwindling water supplies, with absolutely "NO" relief to the "Exceptional Drought" in the foreseeable future.

***I request the following Public Record Information concerning the number of "permits for residential housing projects."***

*To make this request unquestionably clear, "a residential housing permit" should explain the type of housing product and the stated number of people permitted to live in the aforementioned housing product. A housing product could be; a "High Density Product, an Urban Village, townhomes, apartments, duplexes, regular detached single family homes, etcetera-please call me if you have any questions.*

Please list the number, type of housing products and projected number of "more people" to inhabit the aforementioned housing products so permitted for the months; January, February, March and April 2014.

Please list five (5) reasons why a "Sewer Hook-up Moratorium" to stymie and thwart residential growth is not in place at this time due to the "Exceptional Drought."

Cc: City Attorney / City Auditor / City Manager

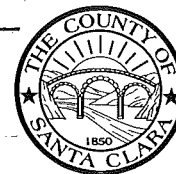
***Respectfully submitted,***

*David S. Wall*  
05.07.14

**County of Santa Clara**  
**Office of the County Assessor**

County Government Center  
70 West Hedding Street  
San Jose, CA 95110-1771  
Fax (408) 298-9446

PUBLIC RECORD 2



**Lawrence E. Stone, Assessor**

**REPORT OF THE COUNTY ASSESSOR**

Date Report  
Prepared: **February 25, 2014**

Title of Proposal: **Blossom Hill Manor No. 13**

Type of  
Application: **Anx/Detach to City**

Conducting  
Authority: **Town of Los Gatos**

**1. Review of Proposal**

- a. Location: 16400 Lilac Lane, Los Gatos, CA
- b. Assessor's Parcel Numbers: 523-13-025 + portion street
- c. Respective Net value of assessed parcels as of July 1, 2013: \$69, 879

**2. Conformity to Lines of Assessment or Ownership**

- ☒ Boundaries of proposal conform.
- ☐ Boundaries of proposal fail to conform to lines of assessment per attached map.
- ☐ Upon annexation, lines of assessment will no longer be split by TRA lines within this proposal.

**3. Special Districts**

Special districts within the proposed area include:

TRA 80-005	TRA
080-005 0084 LOS GATOS UNION ELEM. SCHOOL	
080-005 0137 LOS GATOS UNION JT(43,44) HIGH SCHOOL	
080-005 0203 WEST VALLEY JT(43,44) COMM. COLLEGE	
080-005 0215 BAY AREA JT(1,7,21,28,38,41,43,48,49,57) AIR QUALITY MGMT.	
080-005 0252 MID-PENINSULA REGIONAL JT(41,43,44) OPEN SPACE	
080-005 0306 WEST VALLEY SANITATION	
080-005 0322 SANTA CLARA VALLEY COUNTY WATER	
080-005 0326 SANTA CLARA VALLEY-ZONE C-1 COUNTY WATER	
080-005 0335 SANTA CLARA COUNTY IMPORTATION WATER-MISC.	
080-005 0371 CENTRAL FIRE PROTECTION	
080-005 0376 SANTA CLARA VALLEY-ZONE W-4 COUNTY WATER	
080-005 0377 AREA NO. 01 (LIBRARY SERVICES), BENEFIT ASSESSMENT COUNTY SERVICE	
080-005 0378 AREA NO. 01 (LIBRARY SERVICES) COUNTY SERVICE	

Prepared By:

**Anita Badger, Property & Title Identification Technician**  
**(408) 299-5506     [anita.badger@asr.sccgov.org](mailto:anita.badger@asr.sccgov.org)**

## CERTIFICATE OF COMPLETION

I, Neelima Palacherla, Executive Officer of the Santa Clara County Local Agency Formation Commission, issue this Certificate of Completion pursuant to Government Code Sections 57200 and 57201.

I hereby certify that I have examined **Resolution No. 2014-026** for a change of organization attached hereto and have found this document to be in compliance with Government Code Section 56757 authorizing cities within Santa Clara County to assume authority over certain changes in government organization.

The name of the Town is: **Los Gatos**.

The entire Town is located in Santa Clara County.

The change of organization completed is a **REORGANIZATION** which includes annexation to the **Town of Los Gatos** and detachment from the following:

### County Library Service Area

A map and description of the boundaries of the change of organization are appended hereto.

The title of this proceeding is: **Blossom Hill Manor No. 13**


The Town has complied with all conditions imposed by the Commission for inclusion of the territory in the Town's Urban Service Area.

The change of organization was ordered subject to the following terms and conditions: **NONE**.

The date of adoption of the Town Resolution ordering the reorganization is **4/21/2014**.

I declare under the penalty of perjury in the State of California that the foregoing is true and correct.

Dated: 5/7/14

  
Neelima Palacherla, Executive Officer  
LAFCO of Santa Clara County

*Attachments: City Resolution, Legal Description (Exhibit A) and Map (Exhibit B)*

**RESOLUTION 2014-026**

**RESOLUTION OF THE TOWN COUNCIL  
OF THE TOWN OF LOS GATOS  
MAKING THE DETERMINATIONS AND APPROVING THE  
REORGANIZATION OF TERRITORY DESIGNATED  
BLOSSOM HILL MANOR NO. 13  
APPROXIMATELY .41 ACRES  
LOCATED AT 16400 LILAC LANE**

**APN: 523-13-025  
ANNEXATION APPLICATION: AN-13-003  
PROPERTY OWNER: STEVEN AND MEGHAN BAKOTA**

**WHEREAS**, a petition for the annexation of certain territory to the Town of Los Gatos and detachment of said territory from Santa Clara County Library Service Area, consisting of .41 acres located at 16400 Lilac Lane (APN 523-13-025), has been filed by Steven and Meghan Bakota; and

**WHEREAS**, said territory is uninhabited and all owners of land included in the proposal consent to this annexation; and

**WHEREAS**, Section 56757 of the California Government Code states that the Local Agency Formation Commission shall not review an annexation proposal to any city in Santa Clara County of unincorporated territory which is within the Urban Service Area of the city if initiated by resolution of the legislative body and therefore the Town Council of the Town of Los Gatos is now the conducting authority of said annexation; and

**WHEREAS**, Government Code Section 56663 (a) provides that if a petition for annexation is signed by all owners of land within the affected territory, the Town Council may approve or disapprove the annexation without public hearing; and

**WHEREAS**, evidence was presented to the Town Council;

**NOW, THEREFORE, BE IT RESOLVED** by the Town Council of the Town of Los Gatos as follows:

1. That it is the conducting authority pursuant to Section 56757 of the Government Code for the annexation of property designated as Blossom Hill Manor No. 13, more particularly described in Exhibit A and B;

The foregoing instrument is a  
correct copy of the original  
on file in this office  
ATTEST: CLERK ADMINISTRATOR  
TOWN OF LOS GATOS, CALIFORNIA

By Sherry New  
Date 4/22/14

2. That the following findings are made by the Town Council of the Town of Los Gatos:
  - a. That said territory is uninhabited and comprises approximately .41 acres.
  - b. That the annexation is consistent with the orderly annexation of territory within the Town's Urban Service Area and is consistent with the Town policy of annexing when required by the Town's agreement with the County of Santa Clara.
  - c. The project is exempt from C.E.Q.A. under the provision of the California Administrative Code, Title 14, Section 15061(b)(3).
  - d. The Town Council enacted an ordinance over 25 years ago pre-zoning the subject territory with an R-1:8 (single family residential, 8,000 sq. ft. minimum lot size) zoning designation.
  - e. That the territory is within the Town's Urban Service Area as adopted by the Local Agency Formation Commission of Santa Clara County.
  - f. That the County Surveyor has determined the boundaries of the proposed annexation to be definite and certain, and in compliance with the Commission's road annexation policies. The County Surveyor has been reimbursed for the actual cost incurred by the County Surveyor in making this determination.
  - g. That the proposed annexation will not create an island, and will facilitate provision of efficient municipal services.
  - h. That the proposed annexation does not split lines of assessment or ownership.
  - i. That the proposed annexation is consistent with the Town's General Plan.
  - j. That the territory to be annexed is contiguous to a Town boundary.
  - k. That the Town has complied with all conditions imposed by the Commission for inclusion of the territory in the Town's Urban Service Area.
3. That all owners of land within the affected territory have provided written consent to the reorganization and no subject agency has submitted written opposition to a waiver of protest proceedings.

**BE IT FURTHER RESOLVED**, pursuant to Section 56663 (c) the Town waives protest proceedings.

**BE IT FURTHER RESOLVED**, that upon completion of these reorganization proceedings the territory described in Exhibits A and B will be annexed to the Town of Los Gatos and will be detached from the Santa Clara County Library Service Area.

**BE IT FURTHER RESOLVED**, that upon completion of these reorganization proceedings the territory reorganized will be taxed on the regular County assessment roll, including taxes for existing bonded indebtedness.

**PASSED AND ADOPTED** at a regular meeting of the Town Council of the Town of Los Gatos, California, held on the 21<sup>st</sup> day of April, 2014, by the following vote:

COUNCIL MEMBERS:

AYES: Marcia Jensen, Diane McNutt, Joe Pirzynski, Barbara Spector, Mayor Steven Leonardis

NAYS:

ABSENT:

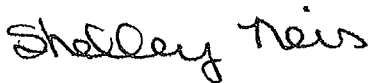
ABSTAIN:

SIGNED:

A handwritten signature in black ink, consisting of a large loop followed by a horizontal line and a smaller loop.

MAYOR OF THE TOWN OF LOS GATOS  
LOS GATOS, CALIFORNIA

ATTEST:

A handwritten signature in black ink, appearing to read 'Shelley Reis'.

CLERK ADMINISTRATOR OF THE TOWN OF LOS GATOS  
LOS GATOS, CALIFORNIA



## EXHIBIT A

### DESCRIPTION TO ACCOMPANY PLAT FOR AN ANNEXATION OF TERRITORY TO THE TOWN OF LOS GATOS, STATE OF CALIFORNIA "BLOSSOM HILL MANOR NO. 13"

Geographical Description: "Lying within Rancho Riconada De Los Gatos, County of Santa Clara, California"

All that certain real property located in the County of Santa Clara, State of California, being a portion of the Rancho Rinconada De Los Gatos, more particularly described as follows:

BEGINNING at the southwesterly corner of that certain Annexation to the Town of Los Gatos known as "BLOSSOM HILL MANOR NO. 3 and along the northerly line of that certain Annexation to the Town of Los Gatos known as "BLOSSOM HILL NO. 8", said point being the southeasterly corner of lot 409 of Tract No. 862, "Blossom Hill Manor, Unit No. 4" filed for record in Book 38 of Maps at pages 5 through 7, Santa Clara County Records; thence along the northerly line of BLOSSOM HILL NO. 8 Annexation and the southerly line of said lot 409 of Tract No. 862;

(1) N 89°59'00" W, a distance of 111.91' to the southwesterly corner said lot 409 of Tract No. 862 and an angle point in the BLOSSOM HILL NO. 8 Annexation, thence continuing along the BLOSSOM HILL NO. 8 Annexation and along the westerly line of said lot 409 of Tract No. 862;

(2) N 01°50'00" E, a distance of 20.00', thence leaving the BLOSSOM HILL NO. 8 Annexation, and continuing along the westerly line of said lot 409 of Tract No. 862;

(3) N 01°50'00" E, a distance of 32.72' to the southwesterly corner of said lot 409 of Tract No. 862; thence along the northwesterly line of said lot 409 of Tract No. 862;

(4) N 53°04'00" E, a distance of 164.98', thence leaving said lot 409 of Tract No. 862 and traversing Lilac Lane,

(5) N 53°04'00" E, a distance of 60.00' to the northeasterly line of Lilac Lane to the point of curvature of a non-tangent curve, concave to the northeast, having a radius of 70.00', a central angle of 24°26'00", and a chord of 29.63', bearing S 49°09'00" E;

(6) thence Southeastly along said curve, a distance of 29.85' to the westerly lines of said Blossom Hill Manor No 3; thence traversing Lilac Lane, and along the westerly line of said BLOSSOM HILL MANOR NO 3;

(7) S 28°38'00" W, a distance of 60.00' to the southwesterly line of Lilac Lane, said point being the northeasterly corner of said lot 409 of Tract No. 862; thence along the southeasterly line of said lot 409 of Tract No. 862 and the westerly line of BLOSSOM HILL MANOR NO 3;

(8) S 28°38'00" W, a distance of 132.02' to the POINT OF BEGINNING.

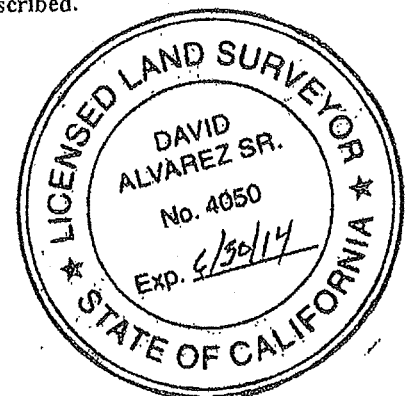
Containing 0.4107 acres of land or 17,889 sq ft, more or less.

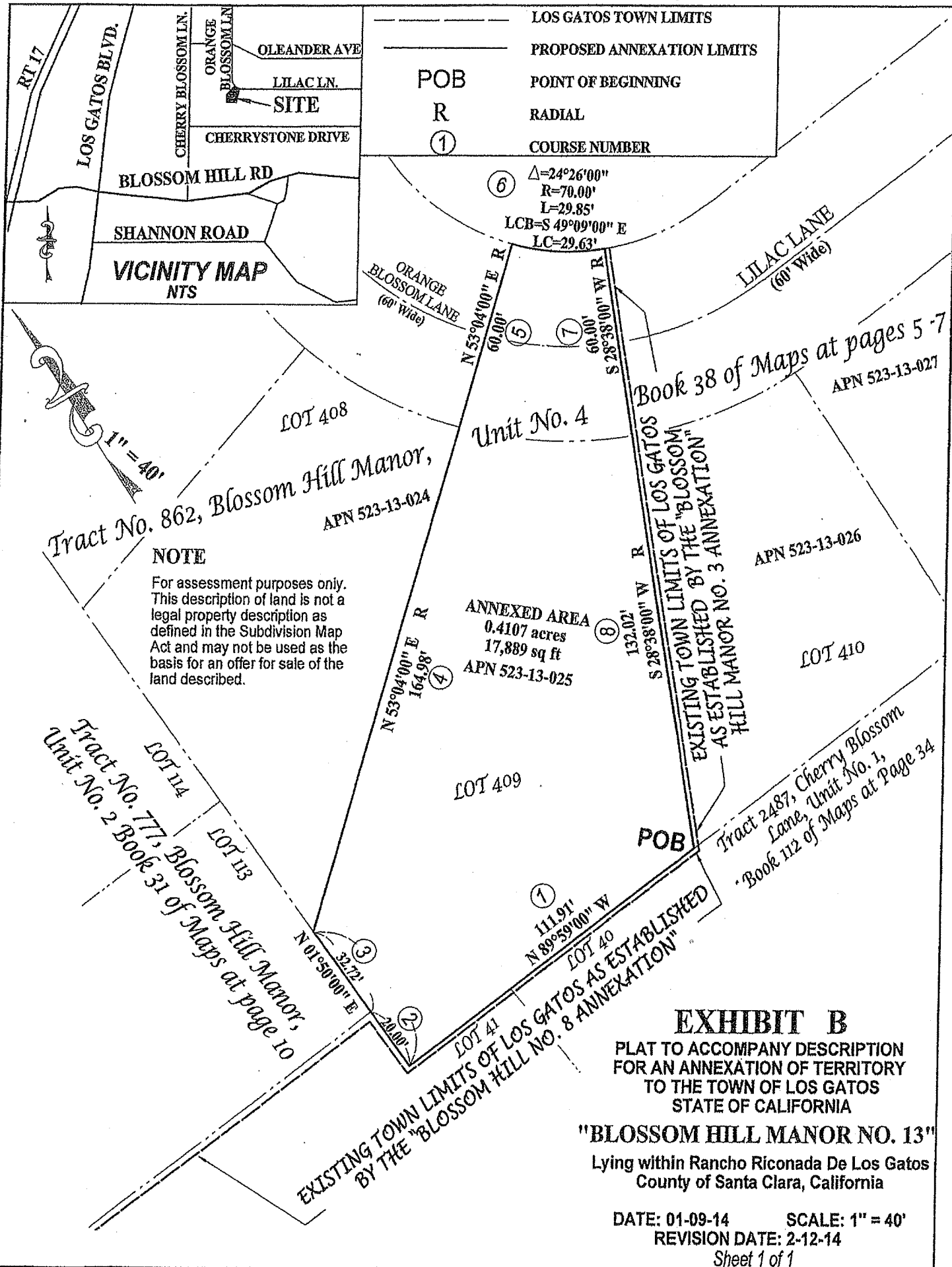
Attached hereto is a plat labeled Exhibit "B" and by this reference made a part thereof.  
Description prepared January 09, 2014

For assessment purposes only. This description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described.

END OF DESCRIPTION

Dave Alvarez L.S. 4050 Exp 06-30-14  
*[Signature]*  
Description Prepared 01-09-14  
Revised 02-12-14





**County of Santa Clara**  
**Office of the County Assessor**

County Government Center  
 70 West Hedding Street  
 San Jose, CA 95110-1771  
 Fax (408) 298-9446



Lawrence E. Stone, Assessor

**REPORT OF THE COUNTY ASSESSOR**

Date Report: **March 28, 2013**  
 Prepared:  
 Title of Proposal: **"Area STG01"**  
 Type of Application: **Anx/Detach to City**  
 Conducting Authority: **Local Agency Formation Commission**

**1. Review of Proposal**

- a. Location: Annexation to the city of Saratoga, 31.44 AC +/- near Mt. Eden Road & Eden Valley Court
- b. Assessor's Parcel Numbers: see table attached
- c. Respective Net value of assessed parcels as of July 1, 2012: \$13,996,417

**2. Conformity to Lines of Assessment or Ownership**

- ☒ Boundaries of proposal conform.
- ☐ Boundaries of proposal fail to conform to lines of assessment per attached map.
- ☐ Upon annexation, lines of assessment will no longer be split by TRA lines within this proposal.

**3. Special Districts**

Special districts within the proposed area include:

TRA 60-010	TRA 60-013
060-010 0111 SARATOGA UNION ELEM. SCHOOL	060-013 0111 SARATOGA UNION ELEM. SCHOOL
060-010 0137 LOS GATOS UNION JT(43,44) HIGH SCHOOL	060-013 0137 LOS GATOS UNION JT(43,44) HIGH SCHOOL
060-010 0203 WEST VALLEY JT(43,44) COMM. COLLEGE	060-013 0203 WEST VALLEY JT(43,44) COMM. COLLEGE
060-010 0206 SARATOGA CEMETERY	060-013 0206 SARATOGA CEMETERY
060-010 0208 GUADALUPE-COYOTE RESOURCE CONSV.	060-013 0208 GUADALUPE-COYOTE RESOURCE CONSV.
060-010 0215 BAY AREA JT(1,7,21,28,38,41,43,48,49,57) AIR QUALITY MGMT.	060-013 0215 BAY AREA JT(1,7,21,28,38,41,43,48,49,57) AIR QUALITY MGMT.
060-010 0222 SARATOGA FIRE PROTECTION	060-013 0252 MID-PENINSULA REGIONAL JT(41,43,44) OPEN SPACE
060-010 0252 MID-PENINSULA REGIONAL JT(41,43,44) OPEN SPACE	060-013 0322 SANTA CLARA VALLEY COUNTY WATER
060-010 0322 SANTA CLARA VALLEY COUNTY WATER	060-013 0323 SANTA CLARA VALLEY-ZONE NC-1 COUNTY WATER
060-010 0323 SANTA CLARA VALLEY-ZONE NC-1 COUNTY WATER	060-013 0335 SANTA CLARA COUNTY IMPORTATION WATER-MISC.
060-010 0335 SANTA CLARA COUNTY IMPORTATION WATER-MISC.	060-013 0371 CENTRAL FIRE PROTECTION
060-010 0377 AREA NO. 01 (LIBRARY SERVICES), BENEFIT ASSESSMENT COUNTY SERVICE	060-013 0377 AREA NO. 01 (LIBRARY SERVICES), BENEFIT ASSESSMENT COUNTY SERVICE
060-010 0378 AREA NO. 01 (LIBRARY SERVICES) COUNTY SERVICE;	060-013 0378 AREA NO. 01 (LIBRARY SERVICES) COUNTY SERVICE

Prepared By: **Anita Badger, Property & Title Identification Technician**

(408) 299-5506  
[anita.badger@asr.sccgov.org](mailto:anita.badger@asr.sccgov.org)

**County of Santa Clara**  
**Office of the County Assessor**

County Government Center  
 70 West Hedding Street  
 San Jose, CA 95110-1771  
 Fax (408) 298-9446



**Lawrence E. Stone, Assessor**

TRA 60-041	TRA 60-043
060-041 0111 SARATOGA UNION ELEM. SCHOOL	060-043 0111 SARATOGA UNION ELEM. SCHOOL
060-041 0137 LOS GATOS UNION JT(43,44) HIGH SCHOOL	060-043 0137 LOS GATOS UNION JT(43,44) HIGH SCHOOL
060-041 0203 WEST VALLEY JT(43,44) COMM. COLLEGE	060-043 0203 WEST VALLEY JT(43,44) COMM. COLLEGE
060-041 0206 SARATOGA CEMETERY	060-043 0206 SARATOGA CEMETERY
060-041 0208 GUADALUPE-COYOTE RESOURCE CONSV.	060-043 0208 GUADALUPE-COYOTE RESOURCE CONSV.
060-041 0215 BAY AREA JT(1,7,21,28,38,41,43,48,49,57) AIR QUALITY MGMT.	060-043 0215 BAY AREA JT(1,7,21,28,38,41,43,48,49,57) AIR QUALITY MGMT.
060-041 0252 MID-PENINSULA REGIONAL JT(41,43,44) OPEN SPACE	060-043 0252 MID-PENINSULA REGIONAL JT(41,43,44) OPEN SPACE
060-041 0296 CUPERTINO SANITARY	060-043 0296 CUPERTINO SANITARY
060-041 0322 SANTA CLARA VALLEY COUNTY WATER	060-043 0322 SANTA CLARA VALLEY COUNTY WATER
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060-041 0378 AREA NO. 01 (LIBRARY SERVICES) COUNTY SERVICE	060-043 0378 AREA NO. 01 (LIBRARY SERVICES) COUNTY SERVICE

APN	TRA	NET VALUES 07/01/12
503-09-020	60-013	\$3,526
503-10-006	60-041	\$2,730,827
503-10-007	60-043	\$144,919
503-10-029	60-041	\$1,181,592
503-13-038	60-010	\$53,825
503-80-002	60-010	\$1,899,118
503-80-003	60-013	\$114,070
503-80-005	60-041	\$3,531,632
503-80-007	60-041	\$2,630,057
503-80-008	60-041	\$1,706,851
10		\$13,996,417



**CONFORMED COPY:** This document has  
not been compared with the original.  
**SANTA CLARA COUNTY CLERK-RECORDER**

**CERTIFICATE OF COMPLETION**

Doc#: 22592475

5/09/2014

1:43 PM

I, Neelima Palacherla, Executive Officer of the Santa Clara County Local Agency Formation Commission, issue this Certificate of Completion pursuant to Government Code Sections 57200 and 57201.

I hereby certify that I have examined **Resolution No. 14-006** attached hereto. I have found this document to be in compliance with Government Code Section 56757 authorizing cities within the County of Santa Clara to assume authority over certain changes in government organization; and Government Code Section 56375.3 authorizing the annexation of certain unincorporated islands after notice and hearing, and waiving protest proceedings.

The name of the City is: **Saratoga**.

The entire City is located in Santa Clara County.

The change of organization completed is an **ANNEXATION** to the **City of Saratoga**.

A map and description of the boundaries of the change of organization are appended hereto.

The title of this proceeding is: **Area STG01**

The City has complied with all conditions imposed by the Commission for inclusion of the territory in the City's Urban Service Area.

The change of organization was ordered subject to the following terms and conditions:  
**NONE.**

The date of adoption of the City Resolution ordering the reorganization is **3/5/14**.

I declare under the penalty of perjury in the State of California that the foregoing is true and correct.

Dated: 5/9/14

Neelima Palacherla  
Neelima Palacherla, Executive Officer  
LAFCO of Santa Clara County

*Attachments: City Resolution and Legal Description (Exhibit A) and Map (Exhibit B)*

**RESOLUTION NO. 14-006**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SARATOGA  
AMENDING RESOLUTION NO. 13-033  
APPROVING ANNEXATION TO THE CITY OF SARATOGA OF THE  
UNINCORPORATED TERRITORY ENTITLED 'AREA STG01'**

**WHEREAS**, in accordance with Resolution 12-050 approved August 15, 2012 initiating annexation proceedings, the City Council is considering the annexation of approximately 31 acres of real property entitled 'Area STG01', hereafter referred to as 'the territory', which includes APNs 503-09-020; 503-10-006,007,029; 503-80-002,003,005,007,008 and 503-13-038, all contiguous to the City of Saratoga and described in Exhibit "A" (legal description) and "B" (plat map) attached hereto; and

**WHEREAS**, the City Council has determined these annexation proceedings to be exempt from the California Environmental Quality Act (CEQA) under: (1) CEQA Guideline 15319 which exempts annexations to a city of areas containing existing private uses and structures developed to the density allowed by the current zoning or pre-zoning of either the gaining or losing governmental agency whichever is more restrictive, provided, however, that the extension of utility services to the existing facilities would have a capacity to serve only the existing facilities; and (2) CEQA Guidelines Section 15061(b)(3) which further exempt these actions because they will involve no physical change to the environment.

**WHEREAS**, as provided in Government Code Section 56757, the City Council of the City of Saratoga is the conducting authority for the annexation; and

**WHEREAS**, the territory to be annexed is located in the City of Saratoga's Urban Service Area and Sphere of Influence, has a General Plan designation of H-OS (Hillside-Open Space), and is pre-zoned HR (Hillside Residential); and

**WHEREAS**, notice was provided and a public hearing conducted, protest proceedings are being waived pursuant to Government Code Section 56375.3 based on the findings made by the City Council below; and

**WHEREAS**, this annexation was initially approved without objection by the City Council on June 5, 2013 and the City Council now wishes to make clarifying text edits by amending Resolution No. 13-033 and to reaffirm and restate that approval.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Saratoga hereby makes the following findings:

- A. That the annexation is exempt from the California Environmental Quality Act (CEQA) pursuant to sections 15319 and 15061(b)(3) of the CEQA Guidelines.

B. That the City of Saratoga is acting as the conducting authority pursuant to Government Code Section 56757 based on the following findings:

1. The unincorporated territory to be annexed is within the Sphere of Influence and the Urban Service Area of the City as adopted by the Santa Clara County Local Agency Formation Commission;

2. That the Santa Clara County Surveyor determined that the boundaries of the area proposed to be annexed are definite and certain, and in compliance with LAFCO's road annexation policies;

3. That the proposal does not split lines of assessment or ownership;

4. That the proposal does not create islands or areas in which it would be difficult to provide municipal services;

5. That the proposal is consistent with the General Plan and Zoning of the City in that the territory proposed for annexation has a General Plan designation of H-OS (Hillside-Open Space) and will be zoned HR (Hillside Residential);

6. That the territory is contiguous to the existing City limits; and

7. That the City has complied with all conditions imposed by LAFCO for inclusion of the territory in the Urban Service Area of the City.

C. That under Government Code § 56375.3 the City is required to waive protest proceedings entirely pursuant to Part 4 (commencing with Section 57000), based on the following findings hereby being made by the Saratoga City Council:

1. The annexation is initiated on or after January 1, 2000;

2. The annexation is proposed by resolution adopted by the City of Saratoga, the affected city;

3. The territory contained in the annexation proposal meets all of the requirements set forth in finding C.4 below; and

4. The territory to be annexed meets all of the following requirements:

(a) The unincorporated island does not exceed 150 acres in area;

(b) The territory constitutes an entire unincorporated island located within the limits of the City of Saratoga;

(c) The territory is substantially surrounded by the City of Saratoga;

(d) The territory is substantially developed or developing, based upon the following factors:

(1) The availability of public utility services;

(2) The presence of public improvements; and

(3) The presence of physical improvements upon the parcels within the area;

- (e) The territory is not prime agricultural land, as defined by Government Code Section 56064; and  
(f) The territory will benefit from the change of organization or reorganization or is receiving benefits from the annexing city.

**BE IT FURTHER RESOLVED** that the City Council of the City of Saratoga hereby approves the annexation of approximately 31 acres of real property entitled 'Area STG01' described in Exhibits "A" (legal description) and "B" (plat map) attached hereto which includes APNs 503-09-020; 503-10-006,007,029; 503-80-002,003,005,007,008 and 503-13-038 and this resolution supersedes Resolution No. 13-013 and No. 13-033 of the City Council approving this annexation.

**BE IT FURTHER RESOLVED** that the annexation of the territory is hereby ordered without any further protest proceedings.

**BE IT FURTHER RESOLVED** that pursuant to said annexation receiving a Certificate of Completion from LAFCO and otherwise becoming effective as provided above the City will receive taxes in accordance with the previously approved tax exchange agreement with the County of Santa Clara.

**PASSED AND ADOPTED** by the Saratoga City Council, State of California, the 5th of March 2014, by the following roll call vote:

AYES: Mayor Emily Lo, Vice Mayor Howard Miller, Council Member Manny Cappello, Chuck Page, Jill Hunter

NOES: None

ABSENT: None

ABSTAIN: None



Emily Lo, Mayor

ATTEST:

Crystal Bothelio  
Crystal Bothelio, City Clerk

DATE: 3/13/2014

THIS IS TO CERTIFY THAT THE WITHIN INSTRUMENT IS A TRUE AND CORRECT COPY OF THE ORIGINAL ON FILE IN THIS OFFICE.

ATTEST April 7 2014  
CITY CLERK OF THE CITY OF SARATOGA  
BY Crystal Bothelio  
CITY CLERK



## EXHIBIT "A"

### ANNEXATION TO THE CITY OF SARATOGA "AREA STG01"

#### GEOGRAPHIC DESCRIPTION

All that certain real property situated in the County of Santa Clara, State of California, described as being a portion of the Southeast  $\frac{1}{4}$  of Section 34, Township 7 South, Range 2 West and a portion of the Northeast  $\frac{1}{4}$  of Section 3, Township 8 South, Range 2 West, Mount Diablo Base and Meridian, further described as follows:

**BEGINNING** at an angle point in the City Limits Line of the City of Saratoga as established by the annexation to the City of Saratoga entitled "22600 Mt. Eden Road (Garrod Farms)" recorded on November 21, 2012, in Document No. 21967028 as Resolution No. 12-049 said angle point being the most southwestern corner of said annexation;

Thence along the lines of said "22600 Mt. Eden Road" annexation, the following seven (7) courses:

- (1) North  $88^{\circ}32'20''$  East, 599.74 feet;
- (2) North  $29^{\circ}19'34''$  East, 209.06 feet;
- (3) North  $63^{\circ}27'57''$  East, 168.63 feet;
- (4) South  $19^{\circ}48'26''$  East, 70.51 feet to beginning of a tangent curve to the right having a radius of 130.00 feet;
- (5) Along the arc of said curve 144.20 feet through a central angle of  $63^{\circ}33'17''$ ;
- (6) South  $43^{\circ}44'51''$  West, 72.32 feet;
- (7) North  $88^{\circ}32'20''$  East, 57.35 feet to a point in the City Limits line of the City of Saratoga as established by the annexation to the City of Saratoga entitled "22461 Mt. Eden Road" recorded on September 23, 2005, in Document No. 18594591 as Resolution No. 05-053;

Thence leaving the lines of said "22600 Mt. Eden Road" annexation and along the lines of said "22461 Mt. Eden Road" annexation, the following eleven (11) courses:

- (8) South  $44^{\circ}18'57''$  West, 133.94 feet to beginning of a tangent curve to the right having a radius of 220.00 feet;
- (9) Southwesterly along the arc of said curve 111.25 feet through a central angle of  $28^{\circ}58'24''$ ;
- (10) South  $73^{\circ}17'21''$  West, 13.22 feet to beginning of a tangent curve to the left having a radius of 100.00 feet;
- (11) Southwesterly along the arc of said curve 85.17 feet through a central angle of  $48^{\circ}47'58''$ ;
- (12) South  $24^{\circ}29'23''$  West, 44.74 feet to beginning of a tangent curve to the left having a radius of 99.63 feet;
- (13) Southerly along the arc of said curve 152.32 feet through a central angle of  $87^{\circ}35'55''$ ;
- (14) South  $63^{\circ}06'32''$  East, 4.09 feet to beginning of a tangent curve to the right having a radius

of 149.42 feet;

(15) Southeasterly along the arc of said curve 8.69 feet through a central angle of  $03^{\circ}19'53''$ ;

(16) North  $50^{\circ}37'33''$  East, 236.14 feet;

(17) South  $78^{\circ}38'37''$  East, 36.98 feet;

(18) South  $25^{\circ}03'21''$  East, 199.02 feet to a point in the City Limits line of the City of Saratoga as established by the annexation to the City of Saratoga entitled "Mt. Eden Road, Foster" recorded on November 13, 1998, in Document No. 14500297 as Resolution No. 98-31;

Thence leaving the lines of said "22461 Mt. Eden Road" annexation and along the lines of said "Mt. Eden Road, Foster" annexation, the following four (4) courses:

(19) South  $51^{\circ}27'27''$  West, 175.35 feet;

(20) South  $41^{\circ}04'00''$  West, 118.72 feet;

(21) South  $01^{\circ}38'15''$  West, 73.71 feet to the beginning of a tangent curve to the right having a radius of 330.00 feet;

(22) Southerly along the arc of said curve 80.19 feet through a central angle of  $13^{\circ}55'21''$  to a point in the City Limits line of the City of Saratoga as established by the annexation to the City of Saratoga entitled "Mt. Eden Road - Keenan" recorded on May 5, 2011, in Document No. 21167289 as Resolution No. 10-067;

Thence leaving the lines of said "Mt. Eden Road, Foster" annexation and along the lines of said "Mt. Eden Road - Keenan" annexation, the following four (4) courses;

(23) North  $88^{\circ}40'00''$  West, 27.22 feet;

(24) North  $72^{\circ}46'30''$  West, 20.00 feet;

(25) South  $17^{\circ}13'30''$  West, 107.00 feet;

(26) South  $83^{\circ}26'30''$  East, 308.06 feet, to the original incorporation line of the City of Saratoga dated October 22, 1956;

Thence leaving the lines of said "Mt. Eden Road - Keenan" and along the line of said original incorporation line, the following one (1) course:

(27) South  $00^{\circ}15'19''$  West, 139.37 feet to a point in the City Limits line of the City of Saratoga as established by the annexation to the City of Saratoga entitled "Mt. Eden Road 79-2 (Mares, Cone & Horvath)" on a Certificate of Completion dated March 19, 1980;

Thence leaving said original incorporation line and along the lines of said "Mt. Eden Road 79-2 (Mares, Cone & Horvath)" annexation, the following six (6) courses:

(28) South  $72^{\circ}17'13''$  West, 258.69 feet;

(29) North  $87^{\circ}40'36''$  West, 85.80 feet;

(30) North  $22^{\circ}10'36''$  West, 66.00 feet;

(31) North  $36^{\circ}40'36''$  West, 51.70 feet;

(32) South  $68^{\circ}09'24''$  West, 84.47 feet;

(33) North  $31^{\circ}46'36''$  West, 164.95 feet to a point in the City Limits line of the City of Saratoga

as established by the annexation to the City of Saratoga entitled "22490 Mt. Eden Road" recorded on August 30, 2010, in Document No. 20847826 as Resolution No. 06-078;

Thence leaving the lines of said "Mt. Eden Road 79-2 (Mares, Cone & Horvath)" annexation and along the lines of said "22490 Mt. Eden Road" annexation, the following two (2) courses:

- (34) South 80°55'36" East, 83.37 feet;
- (35) North 09°35'36" West, 62.70 feet to a point in the City Limits line of the City of Saratoga as established by the annexation to the City of Saratoga entitled "22480 Mt. Eden Road" recorded on June 27, 2011, in Document No. 21218742 as Resolution No. 11-026;

Thence leaving the lines of said "22490 Mt. Eden Road" annexation and along the lines of said "22480 Mt. Eden Road" annexation, the following eight (8) courses:

- (36) North 09°35'36" West, 39.38 feet;
- (37) North 44°24'06" West, 290.99 feet;
- (38) North 23°45'36" West, 88.44 feet;
- (39) North 00°32'23" West, 116.80 feet to the beginning of a non-tangent curve, concave to the northeast, having a radius of 115.00';
- (40) northwesterly along the arc of said curve, a radial to the radius point bears North 05°39'16" East, an arc distance of 82.30 feet through a central angle of 41°00'08';
- (41) North 43°20'36" West, 190.00 feet to beginning of a tangent curve to the left having a radius of 35.00 feet;
- (42) Along the arc of said curve 45.83 feet through a central angle of 75°01'41";
- (43) South 61°24'07" West, 246.25 feet to said "22490 Mt. Eden Road" annexation;

Thence leaving said "22480 Mt. Eden Road" annexation and along the lines of said "22490 Mt. Eden Road" annexation, the following eight (8) courses:

- (44) North 53°26'36" West, 61.38 feet;
- (45) North 25°53'36" West, 66.00 feet;
- (46) North 63°58'36" West, 50.16 feet;
- (47) North 47°52'36" West, 75.90 feet;
- (48) North 49°26'36" West, 73.92 feet;
- (49) North 78°46'36" West, 54.12 feet;
- (50) South 76°01'24" West, 55.44 feet;
- (51) North 28°31'57" West, 156.65 feet to a point lying on the southerly line of Tract No. 8456, filed April 19, 1996, in Book 675 of Maps at Page 37, Santa Clara County Records;

Thence leaving the lines of said "22490 Mt. Eden Road" annexation and along the lines of said Tract 8456, the following ten (10) courses:

- (52) North 89°43'42" East, 196.92 feet;
- (53) North 20°42'41" East, 86.73 feet;
- (54) North 23°12'41" East, 105.60 feet;

(55) North 10°27'41" East, 95.70 feet;  
(56) North 01°57'41" East, 213.18 feet;  
(57) North 27°47'19" West, 81.84 feet;  
(58) North 02°17'41" East, 89.76 feet;  
(59) North 10°57'41" East, 108.90 feet;  
(60) North 29°12'41" East, 105.60 feet;  
(61) North 12°47'19" West, 300.30 feet to the southwest corner of that certain parcel of land described in the deed to Demaree, recorded November 20, 1992, in Document No. 11652813 and shown on the Record of survey filed in Book 218 of Maps at Page 42, Santa Clara County Records;

Thence leaving the lines of said Tract 8456 and along the lines of said Demaree parcel, the following two (2) courses:

(62) North 21°45'46" East, 188.27 feet;  
(63) North 00°43'06" East, 145.74 feet to a point on the southwesterly line of Mt. Eden Road (width varies) and said "22600 Mt. Eden Road (Garrod Farms)" annexation;

Thence leaving the lines of said Demaree parcel and along the southwesterly line of said Mt. Eden Road and said "22600 Mt. Eden Road (Garrod Farms)" annexation, the following eight (8) courses:

(64) South 41°46'23" East, 122.08 feet;  
(65) South 56°49'11" East, 75.95 feet;  
(66) South 12°23'23" West, 55.90 feet;  
(67) South 09°00'44" East, 136.24 feet;  
(68) South 24°06'01" East, 204.84 feet;  
(69) South 71°48'19" East, 373.10 feet;  
(70) North 84°38'17" East, 51.63 feet;  
(71) South 71°21'36" East, 47.27 feet;

Thence leaving said southwesterly line of Mt. Eden Road and continuing along the lines of said "22600 Mt. Eden Road (Garrod Farms)" annexation, the following seven (7) courses:

(72) South 24°00'00" West, 208.29 feet;  
(73) South 06°30'00" East, 45.54 feet;  
(74) South 39°00'00" West, 151.14 feet;  
(75) South 60°05'00" West, 163.02 feet;  
(76) South 03°30'00" West, 170.94 feet;  
(77) South 19°45'00" West, 138.60 feet;  
(78) South 11°30'00" East, 110.22 feet to the **POINT OF BEGINNING.**

Containing 31.44 acres, more or less.

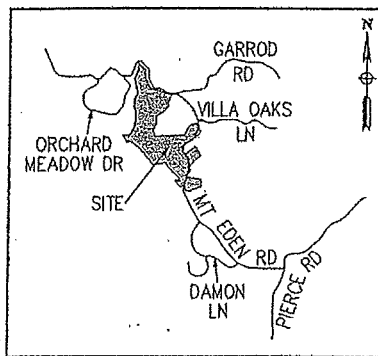
William F. Slepnikoff  
William F. Slepnikoff, PLS 5701  
Deputy County Surveyor, County of Santa Clara



Date: 3/28/13

For assessment purposes only. This description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described.

END OF DESCRIPTION

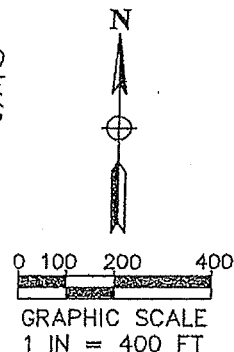


LOCATION MAP  
N.T.S.

**DISCLAIMER:**

FOR ASSESSMENT PURPOSES ONLY. THIS DESCRIPTION OF LAND IS NOT A LEGAL PROPERTY DESCRIPTION AS DEFINED IN THE SUBDIVISION MAP ACT AND MAY NOT BE USED AS THE BASIS FOR AN OFFER FOR SALE OF THE LAND DESCRIBED.

ANNEX. AREA = 31.44 ACRES ±



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C

TRAC  
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LINE TABLE		
COURSE	BEARING	DISTANCE
2	N29°19'34"E	209.06'
3	N63°27'57"E	168.63'
4	S19°48'26"E	70.51'
6	S43°44'51"W	72.32'
7	N88°32'20"E	57.35'
8	S44°18'57"W	133.94'
10	S73°17'21"W	13.22'
12	S24°29'23"W	44.74'
14	S63°06'32"E	4.09'
16	N50°37'33"E	236.14'
17	S78°38'37"E	36.98'
18	S25°03'21"E	199.02'
19	S51°27'27"W	175.35'
20	S41°04'00"W	118.72'
21	S01°38'15"W	73.71'
23	N88°40'00"W	27.22'
24	N72°46'30"W	20.00'
25	S17°13'30"W	107.00'
26	S83°26'30"E	308.06'
27	S00°15'19"W	139.37'
28	S72°17'13"W	258.69'
29	N87°40'36"W	85.80'
30	N22°10'36"W	66.00'
31	N36°40'36"W	51.70'
32	S68°09'24"W	84.47'
33	N31°46'36"W	164.95'
34	S80°55'36"E	83.37'
35	N09°35'36"W	62.70'
36	N09°35'36"W	39.38'
37	N44°24'06"W	290.99'
38	N23°45'36"W	88.44'
39	N00°32'23"W	116.80'
41	N43°20'36"W	190.00'

LINE TABLE		
COURSE	BEARING	DISTANCE
43	S61°24'07"W	246.25'
44	N53°26'36"W	61.38'
45	N25°53'36"W	66.00'
46	N63°58'36"W	50.16'
47	N47°52'36"W	75.90'
48	N49°26'36"W	73.92'
49	N78°46'36"W	54.12'
50	S76°01'24"W	55.44'
51	N28°31'57"W	156.65'
52	N89°43'42"E	196.92'
53	N20°42'41"E	86.73'
54	N23°12'41"E	105.60'
55	N10°27'41"E	95.70'
56	N01°57'41"E	213.18'
57	N27°47'19"W	81.84'
58	N02°17'41"E	89.76'
59	N10°57'41"E	108.90'
60	N29°12'41"E	105.60'
61	N12°47'19"W	300.30'
62	N21°45'46"E	188.27'
63	N00°43'06"E	145.74'
64	S41°46'23"E	122.08'
65	S56°49'11"E	75.95'
66	S12°23'23"W	55.90'
67	S09°00'44"E	136.24'
68	S24°06'01"E	204.84'
69	S71°48'19"E	373.10'
70	N84°38'17"E	51.63'
71	S71°21'36"E	47.27'
72	S24°00'00"W	208.29'
73	S06°30'00"E	45.54'
74	S39°00'00"W	151.14'
75	S60°05'00"W	163.02'

LINE TABLE		
COURSE	BEARING	DISTANCE
76	S03°30'00"W	170.94'
77	S19°45'00"W	138.60'
78	S11°30'00"E	110.22'

CURVE TABLE			
COURSE	RADIUS	DELTA	LENGTH
5	130.00'	63°33'17"	144.20'
9	220.00'	28°58'24"	111.25'
11	100.00'	48°47'58"	85.17'
13	99.63'	87°35'55"	152.32'
15	149.42'	03°19'53"	8.69'
22	330.00'	13°55'21"	80.19'
40	115.00'	41°00'08"	82.30'
42	35.00'	75°01'41"	45.83'

ORCHARD

22490 MT.  
ROAD ANNE

**LEGEND**

- BOUNDARY PROPOSED
- EXISTING S/ CITY LIMIT
- ANNEXATION
- .P.O.B. POINT OF E
- ANNEX. ANNEXATION
- N.T.S. NOT TO SC/
- 503-10-006 ASSESSOR'S
- ① COURSE NUI
- (R) RADIAL BEA



**COUNTY OF SANTA CLARA**  
OFFICE OF THE COUNTY SURVEYOR

COUNTY GOVERNMENT CENTER, EAST WING  
70 WEST HEDDING STREET, 7th FLOOR  
SAN JOSE, CALIFORNIA 95110  
(408) 299-5730 (408) 275-6412 FAX

**County of Santa Clara**  
**Office of the County Assessor**

County Government Center  
 70 West Hedding Street  
 San Jose, CA 95110-1771  
 Fax (408) 298-9446



Lawrence E. Stone, Assessor

**REPORT OF THE COUNTY ASSESSOR**

Date Report Prepared: **March 28, 2013**  
 Title of Proposal: **"Area STG07"**  
 Type of Application: **Anx/Detach to City**  
 Conducting Authority: **Local Agency Formation Commission**

**1. Review of Proposal**

- a. Location: Annexation to the city of Saratoga, 22101 Mt. Eden Road, Saratoga, CA, 105.76 AC +/-
- b. Assessor's Parcel Numbers: 503-09-008
- c. Respective Net value of assessed parcels as of July 1, 2012: \$1,056,762

**2. Conformity to Lines of Assessment or Ownership**

- ☒ Boundaries of proposal conform.
- ☐ Boundaries of proposal fail to conform to lines of assessment per attached map.
- ☐ Upon annexation, lines of assessment will no longer be split by TRA lines within this proposal.

**3. Special Districts**

Special districts within the proposed area include:

TRA 60-010	TRA
060-010 0111 SARATOGA UNION ELEM. SCHOOL ✓	
060-010 0137 LOS GATOS UNION JT(43,44) HIGH SCHOOL ✓	
060-010 0203 WEST VALLEY JT(43,44) COMM. COLLEGE ✓	
060-010 0206 SARATOGA CEMETERY	
060-010 0208 GUADALUPE-COYOTE RESOURCE CONSV.	
060-010 0215 BAY AREA JT(1,7,21,28,38,41,43,48,49,57) AIR QUALITY MGMT. ✓	
060-010 0222 SARATOGA FIRE PROTECTION ✓	
060-010 0252 MID-PENINSULA REGIONAL JT(41,43,44) OPEN SPACE ✓	
060-010 0322 SANTA CLARA VALLEY COUNTY WATER ✓	
060-010 0323 SANTA CLARA VALLEY-ZONE NC-1 COUNTY WATER ✓	
060-010 0335 SANTA CLARA COUNTY IMPORTATION WATER-MISC. ✓	
060-010 0377 AREA NO. 01 (LIBRARY SERVICES), BENEFIT ASSESSMENT COUNTY SERVICE ✓	
060-010 0378 AREA NO. 01 (LIBRARY SERVICES) COUNTY SERVICE ✓	

Prepared By:

**Anita Badger, Property & Title Identification Technician**  
 (408) 299-5506 [anita.badger@asr.sccgov.org](mailto:anita.badger@asr.sccgov.org)



**CONFORMED COPY:** This document has  
not been compared with the original.  
**SANTA CLARA COUNTY CLERK-RECORDER**

Doc#: 22592474

5/09/2014

1:43 PM

## CERTIFICATE OF COMPLETION

I, Neelima Palacherla, Executive Officer of the Santa Clara County Local Agency Formation Commission, issue this Certificate of Completion pursuant to Government Code Sections 57200 and 57201.

I hereby certify that I have examined **Resolution No. 14-007** attached hereto. I have found this document to be in compliance with Government Code Section 56757 authorizing cities within the County of Santa Clara to assume authority over certain changes in government organization; and Government Code Section 56375.3 authorizing the annexation of certain unincorporated islands after notice and hearing, and waiving protest proceedings.

The name of the City is: **Saratoga.**

The entire City is located in Santa Clara County.

The change of organization completed is an **ANNEXATION** to the **City of Saratoga.**

A map and description of the boundaries of the change of organization are appended hereto.

The title of this proceeding is: **Area STG07**

The City has complied with all conditions imposed by the Commission for inclusion of the territory in the City's Urban Service Area.

The change of organization was ordered subject to the following terms and conditions:  
**NONE.**

The date of adoption of the City Resolution ordering the reorganization is **3/5/14.**

I declare under the penalty of perjury in the State of California that the foregoing is true and correct.

Dated: 5/9/14

Neelima Palacherla, Executive Officer  
LAFCO of Santa Clara County

*Attachments: City Resolution and Legal Description (Exhibit A) and Map (Exhibit B)*



**RESOLUTION NO. 14-007**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SARATOGA  
AMENDING RESOLUTION NO. 13-034  
APPROVING ANNEXATION TO THE CITY OF SARATOGA OF THE  
UNINCORPORATED TERRITORY ENTITLED 'AREA STG07'**

**WHEREAS**, in accordance with Resolution 12-050 approved August 15, 2012 initiating annexation proceedings, the City Council is considering the annexation of approximately 106 acres of real property entitled 'Area STG07', hereafter referred to as 'the territory' (APN 503-09-008), all contiguous to the City of Saratoga and described in Exhibit "A" (legal description) and "B" (plat map) attached hereto; and

**WHEREAS**, the City Council has determined these annexation proceedings to be exempt from the California Environmental Quality Act (CEQA) under: (1) CEQA Guideline 15319 which exempts annexations to a city of areas containing existing private uses and structures developed to the density allowed by the current zoning or pre-zoning of either the gaining or losing governmental agency whichever is more restrictive, provided, however, that the extension of utility services to the existing facilities would have a capacity to serve only the existing facilities; and (2) CEQA Guidelines Sections 15308 and 15061(b)(3) which further exempt these actions because they will all impose equal or greater land use restrictions on the annexed properties than currently exist, will involve no physical change to the environment, will assure the maintenance, restoration, enhancement, or protection of the environment, and it can be seen with certainty that there is no possibility that the annexation may have a significant effect on the environment; and

**WHEREAS**, as provided in Government Code Section 56757, the City Council of the City of Saratoga is the conducting authority for the annexation; and

**WHEREAS**, the territory to be annexed is in the City of Saratoga's Urban Service Area and Sphere of Influence, has a General Plan designation of H-OS (Hillside-Open Space), and is pre-zoned R-OS (Residential Open Space); and

**WHEREAS**, the territory is subject to an existing Land Conservation Agreement (Williamson Act), Contract Number 68.064, with the County of Santa Clara,. This Contract is scheduled to terminate on January 1, 2020. The Contract includes a list of Compatible Land Uses determined to be compatible with the agricultural use of the land and the City cannot provide services to the property for land uses not listed in the list of Compatible Land Uses.

**WHEREAS**, on April 17, 2013, the City Council approved an ordinance adding Agricultural Preserve/Open Space (AP/OS) overlay zoning to the territory which would become effective upon its annexation. The purpose of the overlay zone is to encourage the preservation

of Williamson Act Contracts in accordance with the policies set forth in the General Plan. The AP/OS overlay zone would not change the underlying zoning of the territory.

**WHEREAS**, notice was provided and a public hearing conducted, protest proceedings are being waived pursuant to Government Code Section 56375.3 based on the findings made by the City Council below.

**WHEREAS**, this annexation was initially approved without objection by the City Council on June 5, 2013 and the City Council now wishes to make clarifying text edits by amending Resolution # 13-034 and to reaffirm and restate that approval.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Saratoga hereby makes the following findings:

A. That the annexation is exempt from the California Environmental Quality Act (CEQA) pursuant to sections 15319, 15308 and 15061(b)(3) of the CEQA Guidelines.

B. That the City of Saratoga is acting as the conducting authority pursuant to Government Code Section 56757 based on the following findings:

1. The unincorporated territory to be annexed is within the Sphere of Influence and the Urban Service Area of the City as adopted by the Santa Clara County Local Agency Formation Commission;

2. That the Santa Clara County Surveyor has determined that the boundaries of the area proposed to be annexed are definite and certain, and in compliance with LAFCO's road annexation policies;

3. That the proposal does not split lines of assessment or ownership;

4. That the proposal does not create islands or areas in which it would be difficult to provide municipal services;

5. That the proposal is consistent with the General Plan and Zoning of the City in that the Property proposed for annexation has a General Plan designation of H-OS (Hillside-Open Space) and will be zoned R-OS (Residential Open Space with an Agricultural Preserve/Open Space (AP/OS) overlay);

6. That the territory is contiguous to the existing City limits and

7. That the City has complied with all conditions imposed by LAFCO for inclusion of the territory in the Urban Service Area of the City.

C. That in accordance with Government Code Section 56754 the City will succeed to all rights, duties and powers of the County of Santa Clara under the Williamson Act for the property as provided in Government Code Section 51243.

D. That pursuant to Government Code Section 56856.5, upon annexation, no services or facilities related to sewers, non-agricultural water or streets and roads shall be provided by the City to the property for land uses or activities not allowed under the Williamson Act Contract during the term of the Williamson Act Contract, which is scheduled to terminate on January 1, 2020.

E. That pursuant to Government Code Section 56889, the City has adopted rules and procedures required by the Williamson Act, including but not limited to the rules and procedures required by Government Code sections 51231, 51237, and 51237.5.

F. That under Government Code § 56375.3 the City is required to waive protest proceedings entirely pursuant to Part 4 (commencing with Section 57000), based on the following findings hereby being made by the Saratoga City Council:

1. The annexation is initiated on or after January 1, 2000;
2. The annexation is proposed by resolution adopted by the City of Saratoga, the affected city;
3. The territory contained in the annexation proposal meets all of the requirements set forth in finding F.4 below; and
4. The territory to be annexed meets all of the following requirements:
  - (a) The unincorporated island does not exceed 150 acres in area.
  - (b) The territory constitutes an entire unincorporated island located within the limits of the City of Saratoga.
  - (c) The territory is substantially surrounded by the City of Saratoga;
  - (d) The territory is substantially developed or developing, based upon the following factors:
    - (1) The availability of public utility services; and
    - (2) The presence of public improvements;
  - (e) The territory is not prime agricultural land, as defined by Government Code Section 56064; and
  - (f) The territory will benefit from the change of organization or reorganization or is receiving benefits from the annexing city.

**BE IT FURTHER RESOLVED** that the City Council of the City of Saratoga hereby approves the annexation of approximately 106-acres of real property entitled 'STG07' described in Exhibits "A" (legal description) and "B" (plat map) attached hereto and also described as APN 503-09-008 and this resolution supersedes Resolution No. 13-013 and No. 13-034 of the City Council approving this annexation.

**BE IT FURTHER RESOLVED** that the annexation of the parcel is hereby ordered without any further protest proceedings.

**BE IT FURTHER RESOLVED** that pursuant to said annexation receiving a Certificate of Completion from LAFCO and otherwise becoming effective as provided above the City will

receive taxes upon in accordance with the previously approved tax exchange agreement with the County of Santa Clara.

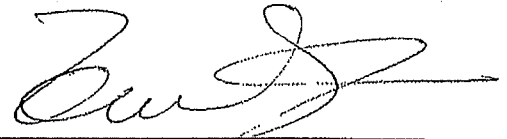
**PASSED AND ADOPTED** by the Saratoga City Council, State of California, the 5th day of March 2014, by the following roll call vote:

AYES: Mayor Emily Lo, Vice Mayor Howard Miller, Council Member Manny Cappello, Chuck Page, Jill Hunter

NOES: None

ABSENT: None

ABSTAIN: None



Emily Lo, Mayor

ATTEST:

Crystal Bothelio  
Crystal Bothelio, City Clerk

DATE: 3/13/2014

THIS IS TO CERTIFY THAT THE WITHIN  
INSTRUMENT IS A TRUE AND CORRECT COPY  
OF THE ORIGINAL ON FILE IN THIS OFFICE

ATTEST April 7 2014  
CITY CLERK OF THE CITY OF SARATOGA

BY Crystal Bothelio  
CITY CLERK

## EXHIBIT "A"

### ANNEXATION TO THE CITY OF SARATOGA "AREA STG07"

#### GEOGRAPHIC DESCRIPTION

All that certain real property situated in the County of Santa Clara, State of California, being a portion of the East ½ of Section 3, Township 8 South, Range 2 West, M.D.B. & M., as described in the "Affidavit - Change of Trustee" document recorded December 14, 2011, in Document No. 21458563, Official Records of Santa Clara County, described as follows:

**BEGINNING** at a point in the City Limits Line of the City of Saratoga as established by the annexation to the City of Saratoga entitled "Mt. Eden Road 79-1 (De Martini)" dated December 10, 1979, in a Certificate of Completion, said point being the intersection of the southerly line of Mount Eden Road (forty feet wide) and the northwesterly line of said annexation;

Thence along said City Limits Line of annexation "Mt. Eden Road 79-1" and the lines of said Affidavit (Document No. 21458563) the following two (2) courses:

- (1) South 35°44'00" West, 1076.34 feet;
- (2) South 23°42'00" East, 644.80 feet to the northerly line of annexation "Mt. Eden Road 79-3 (Teerlink)" to the City of Saratoga;

Thence leaving the lines of said "Mt. Eden Road 79-1" annexation and along the lines of said "Mt. Eden Road 79-3" annexation and said Affidavit, the following two (2) courses:

- (3) South 65°57'00" West, 202.37 feet;
- (4) South 29°13'00" West, 600.78 feet to the northwesterly line of that certain 19 1/3 acre tract of land described in the Deed to Paul Masson, dated March 19, 1919 and recorded in Book 484 of Deeds at Page 234 (484 D 234), Santa Clara County Records;

Thence leaving the lines of said "Mt. Eden Road 79-3" annexation and along said northwesterly line of Masson property and the lines of said Affidavit, the following course:

- (5) North 81°23'01" West, 1,568.05 feet to the ¼ section line, running north and south through the center of Section 3, Township 8 South, Range 2 West, M.D.B. & M.;

Thence leaving said northwesterly line of Masson property and along said ¼ section line and the lines of said Affidavit, the following course:

- (6) North 03°30'00" West, 2,634.06 feet to the southerly City Limits Line of the City of Saratoga as established by the annexation to the City of Saratoga entitled "22490 Mt. Eden Road"

recorded in Resolution No. 06-078 dated August 30, 2010 in Document No. 20847826;

Thence leaving said ¼ section line and along the lines of said "22490 Mt. Eden Road" annexation and along the lines of said Affidavit, the following two (2) courses:

- (7) North 36°45'00" East, 94.38 feet;
- (8) North 72°15'00" East, 168.30 feet to the southerly City Limits Line of the City of Saratoga as established by the annexation to the City of Saratoga entitled "Mt. Eden Road 79-2 (Mares, Cone and Horvath)" dated April 11, 1980;

Thence leaving said "22490 Mt. Eden Road" annexation and along the lines of said Mt. Eden Road 79-2 annexation and along the lines of said Affidavit, the following twenty-eight (28) courses:


- (9) South 62°20'00" East, 87.78 feet;
- (10) South 56°40'00" East, 69.30 feet;
- (11) South 42°35'00" East, 84.48 feet;
- (12) South 58°10'00" East, 69.30 feet;
- (13) South 27°40'00" East, 79.86 feet;
- (14) North 83°30'00" East, 81.84 feet;
- (15) South 58°00'00" East, 141.24 feet;
- (16) South 26°45'00" East, 37.62 feet;
- (17) South 07°40'00" West, 52.14 feet;
- (18) South 25°40'00" East, 118.14 feet;
- (19) North 84°40'00" East, 66.00 feet;
- (20) North 81°30'00" East, 128.04 feet;
- (21) South 72°30'00" East, 78.54 feet;
- (22) South 34°20'00" East, 79.20 feet;
- (23) South 08°20'00" West, 79.86 feet;
- (24) South 75°00'00" East, 54.78 feet;
- (25) North 86°40'00" East, 44.22 feet;
- (26) South 66°00'00" East, 140.58 feet;
- (27) South 50°45'00" East, 135.30 feet;
- (28) South 61°40'00" East, 132.00 feet;
- (29) South 34°56'00" East, 108.50 feet;
- (30) North 65°44'00" East, 102.18 feet;
- (31) South 25°11'00" East, 232.48 feet;
- (32) South 75°29'00" East, 113.39 feet;
- (33) North 71°53'00" East, 285.67 feet;
- (34) North 61°45'00" East, 159.15 feet;
- (35) North 32°54'00" East, 160.00 feet;
- (36) North 60°12'00" East, 122.45 feet to the southwesterly line of Mount Eden Road;

Thence leaving the lines of said Affidavit and along said southwesterly line of Mount Eden Road and along the lines of annexation Mt. Eden Road 79-2 the following course:

(37) South 30°26'57" East, 148.44 feet to the POINT OF BEGINNING.

Containing 105.76 acres, more or less.

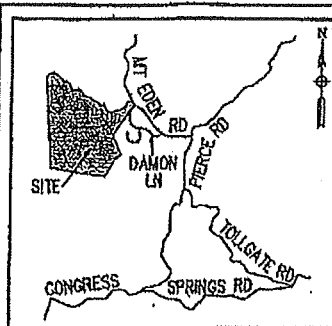
END OF DESCRIPTION

  
William F. Slepniukoff, PLS 5701  
Deputy County Surveyor, County of Santa Clara

Date: 3/28/13

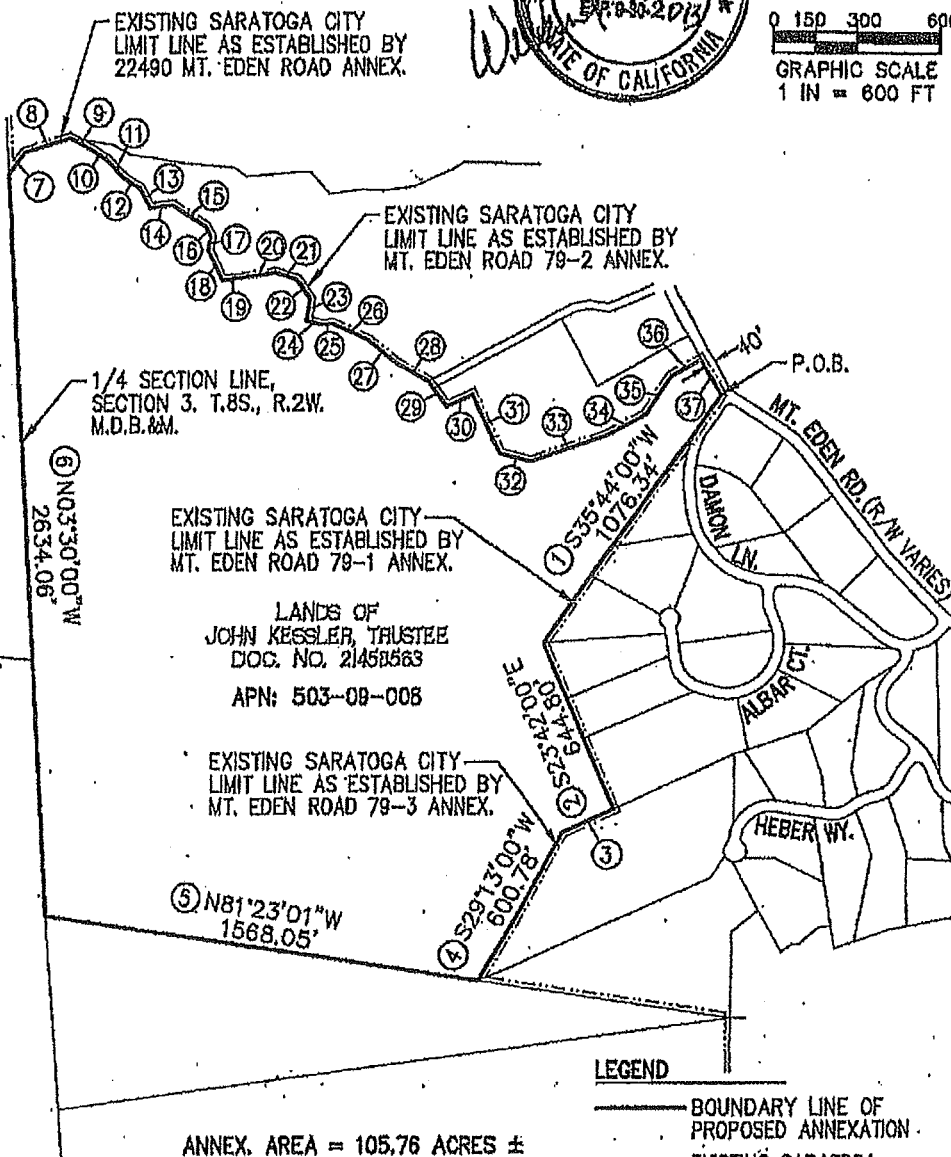


For assessment purposes only. This description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described.



LOCATION MAP  
N.T.S.

LINE TABLE		
COURSE	BEARING	DISTANCE
3	S65°57'00"W	202.37'
7	N36°45'00"E	94.38'
8	N72°15'00"E	168.30'
9	S62°20'00"E	87.78'
10	S56°40'00"E	69.30'
11	S42°35'00"E	84.48'
12	S58°10'00"E	69.30'
13	S27°40'00"E	79.86'
14	N83°30'00"E	81.84'
15	S58°00'00"E	141.24'
16	S26°45'00"E	37.62'
17	S07°40'00"W	52.14'
18	S25°40'00"E	118.14'
19	N84°40'00"E	66.00'
20	N81°30'00"E	128.04'
21	S72°30'00"E	78.54'
22	S34°20'00"E	78.20'
23	S08°20'00"W	79.86'
24	S75°00'00"E	54.78'
25	N86°40'00"E	44.22'
26	S66°00'00"E	140.58'
27	S50°45'00"E	135.30'
28	S61°40'00"E	132.00'
29	S34°56'00"E	108.50'
30	N65°44'00"E	102.18'
31	S25°11'00"E	232.48'
32	S75°29'00"E	113.39'
33	N71°53'00"E	285.67'
34	N61°45'00"E	159.15'
35	N32°54'00"E	160.00'
36	N60°12'00"E	122.45'
37	S30°26'57"E	148.44'



ANNEX. AREA = 105.76 ACRES ±

**DISCLAIMER:**

FOR ASSESSMENT PURPOSES ONLY. THIS DESCRIPTION OF LAND IS NOT A LEGAL PROPERTY DESCRIPTION AS DEFINED IN THE SUBDIVISION MAP ACT AND MAY NOT BE USED AS THE BASIS FOR AN OFFER FOR SALE OF THE LAND DESCRIBED.

**LEGEND**

- BOUNDARY LINE OF PROPOSED ANNEXATION
- - - EXISTING SARATOGA CITY LIMIT LINE
- P.O.B. POINT OF BEGINNING
- ANNEX. ANNEXATION
- N.T.S. NOT TO SCALE
- APN ASSESSOR'S PARCEL NUMBER
- ① COURSE NUMBER



**COUNTY OF SANTA CLARA**  
OFFICE OF THE COUNTY SURVEYOR

COUNTY GOVERNMENT CENTER, EAST WING  
70 WEST HEDDING STREET, 7th FLOOR  
SAN JOSE, CALIFORNIA 95110  
(408) 299-8730 (408) 278-6412 FAX

**EXHIBIT "B"**

AREA STG07  
ANNEXATION TO THE CITY OF SARATOGA  
BEING A PORTION OF THE EAST 1/2 OF SECTION 3,  
TOWNSHIP 8 SOUTH, RANGE 2 WEST, M.D.B.&M.  
COUNTY OF SANTA CLARA, CALIFORNIA

SCALE: 1" = 600'

DATE: 03/28/13

DRAWN: CW

CHECKED: BS

JOB NO: STG07

SHEET: 1 OF 1



**County of Santa Clara**  
**Office of the County Assessor**

County Government Center  
 70 West Hedding Street  
 San Jose, CA 95110-1771  
 Fax (408) 298-9446



Lawrence E. Stone, Assessor

**REPORT OF THE COUNTY ASSESSOR**

Date Report Prepared: **March 28, 2013**  
 Title of Proposal: **The Quarry**  
 Type of Application: **Anx/Detach to City**  
 Conducting Authority: **City of Saratoga**

**1. Review of Proposal**

- a. Location: 75.3 AC +/- near Congress Springs Rd / Big Basin Way
- b. Assessor's Parcel Numbers: see table on next page
- c. Respective Net value of assessed parcels as of July 1, 2012: \$1,942,814 (includes land & improvements)

**2. Conformity to Lines of Assessment or Ownership**

- ☒ Boundaries of proposal conform.
- ☐ Boundaries of proposal fail to conform to lines of assessment per attached map.
- ☐ Upon annexation, lines of assessment will no longer be split by TRA lines within this proposal.

**3. Special Districts**

Special districts within the proposed area include:

TRA 60-010	TRA 60-015
060-010 0111 SARATOGA UNION ELEM. SCHOOL ✓	060-015 0111 SARATOGA UNION ELEM. SCHOOL ✓
060-010 0137 LOS GATOS UNION JT(43,44) HIGH SCHOOL ✓	060-015 0137 LOS GATOS UNION JT(43,44) HIGH SCHOOL ✓
060-010 0203 WEST VALLEY JT(43,44) COMM. COLLEGE ✓	060-015 0203 WEST VALLEY JT(43,44) COMM. COLLEGE ✓
060-010 0206 SARATOGA CEMETERY ✓	060-015 0206 SARATOGA CEMETERY ✓
060-010 0208 GUADALUPE-COYOTE RESOURCE CONSV. ✓	060-015 0208 GUADALUPE-COYOTE RESOURCE CONSV. ✓
060-010 0215 BAY AREA JT(1,7,21,28,38,41,43,48,49,57) AIR QUALITY MGMT. ✓	060-015 0215 BAY AREA JT(1,7,21,28,38,41,43,48,49,57) AIR QUALITY MGMT. ✓
060-010 0222 SARATOGA FIRE PROTECTION ✓	060-015 0222 SARATOGA FIRE PROTECTION ✓
060-010 0252 MID-PENINSULA REGIONAL JT(41,43,44) OPEN SPACE ✓	060-015 0252 MID-PENINSULA REGIONAL JT(41,43,44) OPEN SPACE ✓
060-010 0322 SANTA CLARA VALLEY COUNTY WATER ✓	060-015 0306 WEST VALLEY SANITATION ✓
060-010 0323 SANTA CLARA VALLEY-ZONE NC-1 COUNTY WATER ✓	060-015 0322 SANTA CLARA VALLEY COUNTY WATER ✓
060-010 0335 SANTA CLARA COUNTY IMPORTATION WATER-MISC. ✓	060-015 0323 SANTA CLARA VALLEY-ZONE NC-1 COUNTY WATER ✓
060-010 0377 AREA NO. 01 (LIBRARY SERVICES), BENEFIT ASSESSMENT COUNTY SERVICE ✓	060-015 0335 SANTA CLARA COUNTY IMPORTATION WATER-MISC. ✓
060-010 0378 AREA NO. 01 (LIBRARY SERVICES) COUNTY SERVICE ✓	060-015 0376 SANTA CLARA VALLEY-ZONE W-4 COUNTY WATER ✓
	060-015 0377 AREA NO. 01 (LIBRARY SERVICES), BENEFIT ASSESSMENT COUNTY SERVICE ✓
	060-015 0378 AREA NO. 01 (LIBRARY SERVICES) COUNTY SERVICE ✓

Prepared By: Anita Badger, Property & Title Identification Technician

(408) 299-5506  
[anita.badger@asr.sccgov.org](mailto:anita.badger@asr.sccgov.org)

**County of Santa Clara**  
**Office of the County Assessor**

County Government Center  
 70 West Hedding Street  
 San Jose, CA 95110-1771  
 Fax (408) 298-9446



Lawrence E. Stone, Assessor

TRA 60-021	
060-021	0111 SARATOGA UNIONELEM. SCHOOL ✓
060-021	0137 LOS GATOS UNION JT(43,44) HIGH SCHOOL ✓
060-021	0203 WEST VALLEY JT(43,44) COMM. COLLEGE ✓
060-021	0206 SARATOGA CEMETERY ✓
060-021	0208 GUADALUPE-COYOTE RESOURCE CONSV. ✓
060-021	0215 BAY AREA JT(1,7,21,28,38,41,43,48,49,57) AIR QUALITY/ MGMT. ✓
060-021	0222 SARATOGA FIRE PROTECTION ✓
060-021	0252 MID-PENINSULA REGIONAL JT(41,43,44) OPEN SPACE ✓
060-021	0322 SANTA CLARA VALLEY COUNTY WATER ✓
060-021	0323 SANTA CLARA VALLEY-ZONE NC-1 COUNTY WATER ✓
060-021	0335 SANTA CLARA COUNTY IMPORTATION WATER-MISC. ✓
060-021	0376 SANTA CLARA VALLEY-ZONE W-4 COUNTY WATER ✓
060-021	0377 AREA NO. 01 (LIBRARY SERVICES), BENEFIT ASSESSMENT COUNTY SERVICE ✓
060-021	0378 AREA NO. 01 (LIBRARY SERVICES) COUNTY SERVICE ✓

APN	TRA	NET VALUES 07/01/12
503-48-028	60-021	\$1,836,000
503-48-029	60-021	\$106,814
503-48-044	60-015	\$0
503-48-045	60-015	\$0
517-32-001	60-010	\$0
5		\$1,942,814.00
TOTAL APNs		TOTAL NET VALUES



**CONFORMED COPY:** This document has  
not been compared with the original.  
**SANTA CLARA COUNTY CLERK-RECORDER**

Doc#: 22592473

5/09/2014

1:43 PM

## CERTIFICATE OF COMPLETION

I, Neelima Palacherla, Executive Officer of the Santa Clara County Local Agency Formation Commission, issue this Certificate of Completion pursuant to Government Code Sections 57200 and 57201.

I hereby certify that I have examined **Resolution No. 14-008** for a change of organization attached hereto and have found this document to be in compliance with Government Code Section 56757 authorizing cities within Santa Clara County to assume authority over certain changes in government organization.

The name of the City is: **Saratoga.**

The entire City is located in Santa Clara County.

The change of organization completed is an **ANNEXATION** to the **City of Saratoga.**

A map and description of the boundaries of the change of organization are appended hereto.

The title of this proceeding is: **The Quarry**

The City has complied with all conditions imposed by the Commission for inclusion of the territory in the City's Urban Service Area.

The change of organization was ordered subject to the following terms and conditions: **NONE.**

The date of adoption of the City Resolution ordering the reorganization is **3/5/2014.**

I declare under the penalty of perjury in the State of California that the foregoing is true and correct.

Dated: 5/9/14

Neelima Palacherla  
Neelima Palacherla, Executive Officer  
LAFCO of Santa Clara County

*Attachments: City Resolution, Legal Description (Exhibit A) and Map (Exhibit B)*

**RESOLUTION NO. 14-008**

**A RESOLUTION OF THE CITY COUNCIL OF THE CITY OF SARATOGA  
AMENDING RESOLUTION NO. 13-035  
APPROVING ANNEXATION TO THE CITY OF SARATOGA  
OF THE CONGRESS SPRINGS QUARRY AND ADJACENT PROPERTIES**

**WHEREAS**, in accordance with Resolution 12-050 approved August 15, 2012 and amended April 3, 2013 (to include the Congress Springs Quarry Property) initiating annexation proceedings, the City Council is considering the annexation of approximately 75 acres of real property, hereinafter referred to as 'the territory', APNs 503-48-028,029,044,045 and 517-32-001, all contiguous to the City of Saratoga and described in Exhibits "A" (legal description) and "B" (plat map) attached hereto; and

**WHEREAS**, the City Council has determined these annexation proceedings and the changes to the City's General Plan Land Use Map to be exempt from the California Environmental Quality Act (CEQA) under: (1) CEQA Guideline 15319 which exempts annexations to a city of areas containing existing private uses and structures developed to the density allowed by the current zoning or pre-zoning of either the gaining or losing governmental agency whichever is more restrictive, provided, however, that the extension of utility services to the existing facilities would have a capacity to serve only the existing facilities; and (2) CEQA Guidelines Sections 15308 and 15061(b)(3) which further exempt these actions because they will all impose equal or greater land use restrictions on the annexed properties than currently exist, will involve no physical change to the environment, will assure the maintenance, restoration, enhancement, or protection of the environment, and it can be seen with certainty that there is no possibility that the annexation and the General Plan Amendment may have a significant effect on the environment; and

**WHEREAS**, as provided in Government Code Section 56757, the City Council of the City of Saratoga is the conducting authority for the annexation; and

**WHEREAS**, the territory to be annexed is located within the City of Saratoga's Urban Service Area and Sphere of Influence, the Congress Springs Quarry Property (APN's 503-48-044,045 and 517-32-001) has a General Plan Land Use Designation of Open Space - Outdoor Recreation (OS-OR) and is pre-zoned R-OS (Residential Open-Space) and the remainder of the territory has a General Plan designation of H-OS (Hillside-Open Space), and is pre-zoned R-OS (Residential Open-Space); and

**WHEREAS**, on March 27, 2013, the Planning Commission gave a favorable recommendation to modify the General Plan Land Use Map to change the land use designation of the Quarry Property (APN's 503-48-044,045 and 517-32-001) from Hillside Open Space to Open Space-Outdoor Recreation; and

**WHEREAS**, notice was provided and a public hearing conducted, protest proceedings are being waived pursuant to Government Code Section 56375.3 based on the findings made by the City Council below; and

**WHEREAS**, this annexation was approved without objection by the City Council on June 5, 2013 and the City Council now wishes to make clarifying text edits by amending Resolution No. 13-035 and to reaffirm and restate that approval.

**NOW, THEREFORE, BE IT RESOLVED** that the City Council of the City of Saratoga hereby makes the following findings:

A. That the annexation is exempt from the California Environmental Quality Act (CEQA) pursuant to sections 15319, 15308 and 15061(b)(3) of the CEQA Guidelines.

B. That the City of Saratoga is acting as the conducting authority pursuant to Government Code Section 56757 based on the following findings:

1. The unincorporated territory to be annexed is within the Sphere of Influence and the Urban Service Area of the City as adopted by the Santa Clara County Local Agency Formation Commission;

2. That the Santa Clara County Surveyor has determined that the boundaries of the area proposed to be annexed are definite and certain, and in compliance with LAFCO's road annexation policies;

3. That the proposal does not split lines of assessment or ownership;

4. That the proposal does not create islands or areas in which it would be difficult to provide municipal services.

5. That the proposal is consistent with the General Plan of the City in that:

1. The Congress Springs Quarry Property (APN's 503-48-044,045 and 517-32-001) has a General Plan designation of OS-OR (Open Space Outdoor Recreation) to be consistent with the City's intent to use the property as a city park;
2. The remaining properties proposed for annexation (APN's 503-48-028,029) have a General Plan designation of H-OS (Hillside-Open Space); and
3. All properties to be annexed will be zoned R-OS (Residential Open Space);

6. That the territory is contiguous to the existing City limits; and

7. That the City has complied with all conditions imposed by LAFCO for inclusion of the territory in the Urban Service Area of the City.

C. That under Government Code § 56375.3 the City is required to waive protest proceedings entirely pursuant to Part 4 (commencing with Section 57000), based on the following findings hereby being made by the Saratoga City Council:

1. The annexation is initiated on or after January 1, 2000;
2. The annexation is proposed by resolution adopted by the City of Saratoga, the affected city;
3. The territory contained in the annexation proposal meets all of the requirements set forth in finding C.4 below;
4. The territory to be annexed meets all of the following requirements:
  - (a) The unincorporated island does not exceed 150 acres in area;
  - (b) The territory constitutes an entire unincorporated island located within the limits of the City of Saratoga;
  - (c) The territory is substantially surrounded by the City of Saratoga;
  - (d) The territory is substantially developed or developing, based upon one or more factors, including, but not limited to:
    - (1) The availability of public utility services;
    - (2) The presence of public improvements; and
    - (3) The presence of physical improvements upon the parcel or parcels within the area;
  - (e) The territory is not prime agricultural land, as defined by Government Code Section 56064; and
  - (f) The territory will benefit from the change of organization or reorganization or is receiving benefits from the annexing city.

**BE IT FURTHER RESOLVED** that the City Council of the City of Saratoga hereby approves the annexation of Properties described in Exhibits "A" (legal descriptions) and "B" (plat maps) attached hereto and also described as follows: APN's 503-48-028,029,044,045 and 517-32-001 and this resolution supersedes Resolution No. 13-013 and No. 13-035 all other resolutions of the City Council approving this annexation.

**BE IT FURTHER RESOLVED** that the annexation of the territory is hereby ordered without any further protest proceedings, and

**BE IT FURTHER RESOLVED** that pursuant to said annexation receiving a Certificate of Completion from LAFCO and otherwise becoming effective as provided above, the City will receive taxes in accordance with the previously approved tax exchange agreement with the County of Santa Clara.


**PASSED AND ADOPTED** by the Saratoga City Council, State of California, the 5th day of March, 2014 by the following roll call vote:

AYES: Mayor Emily Lo, Vice Mayor Howard Miller, Council Member Manny Cappello, Chuck Page, Jill Hunter

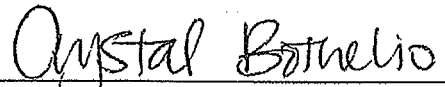
NOES: None

ABSENT: None

ABSTAIN: None

  
Emily Lo, Mayor

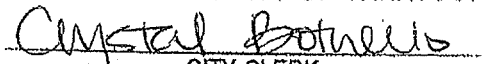
ATTEST:

  
Crystal Bothelio, City Clerk

DATE: 3/13/2014

THIS IS TO CERTIFY THAT THE WITHIN  
INSTRUMENT IS A TRUE AND CORRECT COPY  
OF THE ORIGINAL ON FILE IN THIS OFFICE

ATTEST April 7 2014  
CITY CLERK OF THE CITY OF SARATOGA

BY   
CITY CLERK

## EXHIBIT "A"

### ANNEXATION TO THE CITY OF SARATOGA "THE QUARRY"

#### GEOGRAPHIC DESCRIPTION

All that certain real property situated in the County of Santa Clara, State of California, being a portion of the East 1/2 of Section 11, Township 8 South, Range 2 West, M.D.B. & M., as shown on Records of Survey filed on May 2, 1977 in Book 394 of Maps at Page 29 (394 M 29) and on January 25, 1978 in Book 411 of Maps at Page 51 (411 M 51), Santa Clara County Records, described as follows:

Also being a portion of the lands described in the Grant Deed to the City of Saratoga recorded October 31, 2011, in Document No. 21389902, the Quitclaim Deed to English recorded October 28, 2003, in Document No. 17443740, and the Grant Deed to Zen-Kamata LLC recorded December 13, 2010, in Document No. 21002230, Official Records of Santa Clara County, more particularly described as follows:

**BEGINNING** at an angle point in the City Limits Line of the City of Saratoga as established by the annexation to the City of Saratoga entitled "Bohlman 76-1" filed on October 6, 1976 as Resolution No. 792 said angle point being the most northwestern corner of said annexation and as shown on 411 M 51, Santa Clara County Records;

Thence along said City Limits Line of annexation "Bohlman 76-1" and the lines of said Record of Survey (411 M 51) the following course:

- (1) South 01°59'39" East, 220.71 feet to the original incorporation line of the City of Saratoga dated October 22, 1956;

Thence leaving the lines of said annexation "Bohlman 76-1" and continuing along said original incorporation line of the City of Saratoga and said lines of 411 M 51, the following sixteen (16) courses:

- (2) South 85°48'31" West, 312.21 feet;
- (3) South 66°43'45" West, 101.22 feet;
- (4) South 28°08'36" East, 121.22 feet;
- (5) South 42°37'00" East, 114.20 feet;
- (6) South 42°41'30" West, 46.75 feet;
- (7) South 28°42'29" West, 67.49 feet;
- (8) South 17°34'28" West, 119.54 feet;
- (9) South 23°38'04" West, 164.74 feet;
- (10) South 07°46'13" West, 124.34 feet;
- (11) South 21°13'25" West, 115.12 feet;



- (12) South 34°38'22" West, 169.69 feet;
- (13) South 07°24'54" East, 131.81 feet;
- (14) South 41°42'50" West, 39.39 feet;
- (15) North 47°42'12" West, 74.76 feet;
- (16) North 70°30'15" West, 93.55 feet;
- (17) North 36°30'27" West, 76.60 feet;

Thence leaving said original incorporation lines of the City of Saratoga and continuing along the lines of said 411 M 51, the following nineteen (19) courses:

- (18) North 25°27'48" East, 188.42 feet;
- (19) North 01°25'00" West, 229.79 feet;
- (20) North 30°22'41" East, 48.77 feet;
- (21) North 10°12'05" East, 145.11 feet;
- (22) North 21°24'05" East, 84.56 feet;
- (23) North 38°43'02" West, 98.91 feet;
- (24) North 11°39'44" West, 60.50 feet;
- (25) North 73°14'54" West, 58.12 feet;
- (26) North 88°10'13" West, 28.29 feet;
- (27) South 77°45'03" West, 81.44 feet;
- (28) North 89°09'00" West, 86.16 feet;
- (29) South 77°50'16" West, 44.20 feet;
- (30) South 53°55'22" West, 33.23 feet;
- (31) South 55°11'07" West, 80.97 feet;
- (32) North 61°51'47" West, 49.92 feet;
- (33) South 38°10'29" West, 451.35 feet;
- (34) South 75°12'53" West, 264.51 feet;
- (35) South 43°39'33" West, 687.55 feet;
- (36) North 00°13'00" West, 1,501.36 feet to the southwest corner of Parcel "A" of said Record of Survey 394 M 29;

Thence leaving the lines of said 411 M 51 and continuing along the lines of said 394 M 29, the following course:

- (37) North 01°01'57" East, 477.84 feet to a point on said original incorporation line of the City of Saratoga;

Thence along the original incorporation line of the City of Saratoga and the lines of said 394 M 29, the following twenty (20) courses:

- (38) North 84°56'57" East, 199.98 feet;
- (39) North 75°01'57" East, 113.78 feet;
- (40) North 00°06'37" East, 18.53 feet to the beginning of a non-tangent curve, concave to the south, having a radius of 195.00 feet, a radial line to the radius point bears South 02°54'00" West;

(41) Easterly and southeasterly along the arc of said curve 74.57 feet, through a central angle of  $21^{\circ}54'38''$ ;  
 (42) South  $65^{\circ}11'22''$  East, 35.01 feet;  
 (43) Continuing South  $65^{\circ}11'22''$  East, 77.84 feet to the beginning of a curve to the left having a radius of 355.00 feet;  
 (44) Easterly along the arc of said curve 90.08 feet through a central angle of  $14^{\circ}32'21''$  to a point of compound curvature with a curve having a radius of 220.65 feet;  
 (45) Easterly along the arc of said curve 56.76 feet through a central angle of  $14^{\circ}44'20''$ ;  
 (46) North  $85^{\circ}31'57''$  East, 33.77 feet to the beginning of a curve to the left having a radius of 355.00 feet;  
 (47) Easterly along the arc of said curve 121.04 feet through a central angle of  $19^{\circ}32'08''$ ;  
 (48) South  $55^{\circ}50'45''$  East, 22.51 feet;  
 (49) North  $52^{\circ}51'01''$  East, 35.08 feet;  
 (50) Continuing North  $52^{\circ}51'01''$  East, 122.90 feet;  
 (51) North  $52^{\circ}18'13''$  East, 46.37 feet;  
 (52) North  $55^{\circ}39'31''$  East, 232.41 feet;  
 (53) North  $85^{\circ}17'50''$  East, 69.55 feet;  
 (54) South  $81^{\circ}16'40''$  East, 170.11 feet;  
 (55) Continuing South  $81^{\circ}16'40''$  East, 71.59 feet;  
 (56) North  $75^{\circ}38'50''$  East, 199.90 feet;  
 (57) North  $85^{\circ}07'20''$  East, 116.55 feet to the westerly line of that certain parcel of land described in the deed to English recorded October 28, 2003, in Document No. 17443740;

Thence leaving the lines of said 394 M 29 and continuing along the lines of said English parcel and said original incorporation line, the following two (2) courses:

(58) North  $17^{\circ}02'52''$  West, 10.44 feet;  
 (59) North  $84^{\circ}09'14''$  East, 20.39 feet to the westerly line of that certain parcel of land described in the deed to Zen-Kamata LLC, recorded December 13, 2010, in Document No. 21002230;

Thence leaving the lines of said English parcel and continuing along the lines of said Zen-Kamata parcel and said original incorporation line, the following five (5) courses:

(60) North  $84^{\circ}09'14''$  East, 70.79 feet;  
 (61) South  $85^{\circ}05'46''$  East, 170.28 feet;  
 (62) North  $88^{\circ}24'14''$  East, 118.80 feet;  
 (63) North  $28^{\circ}54'14''$  East, 72.60 feet;  
 (64) North  $37^{\circ}39'14''$  East, 120.12 feet to the westerly City Limits Line of the City of Saratoga as established by the annexation to the City of Saratoga entitled "Hakone Gardens";

Thence leaving said original incorporation line and continuing along the lines of said

Zen-Kamata parcel and along the lines of said "Hakone Gardens" annexation the following one (1) course:


(65) South  $00^{\circ}28'10''$  East, 1,033.99 feet to the northerly line of said "Bohlman 76-1" annexation;

Thence leaving the lines of said "Hakone Garden" annexation and continuing along the northerly line of said "Bohlman 76-1" annexation, the following one (1) course:

(66) North  $88^{\circ}00'03''$  West, 124.55 feet to the POINT OF BEGINNING.

Containing 75.3 acres, more or less.

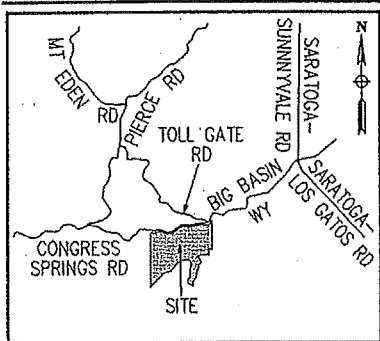
END OF DESCRIPTION.

  
William F. Slepnikoff, PLS 5701  
Deputy County Surveyor, County of Santa Clara

Date: 3/28/13



For assessment purposes only. This description of land is not a legal property description as defined in the Subdivision Map Act and may not be used as the basis for an offer for sale of the land described.



LOCATION MAP  
N.T.S.

**DISCLAIMER:**

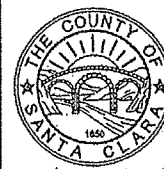
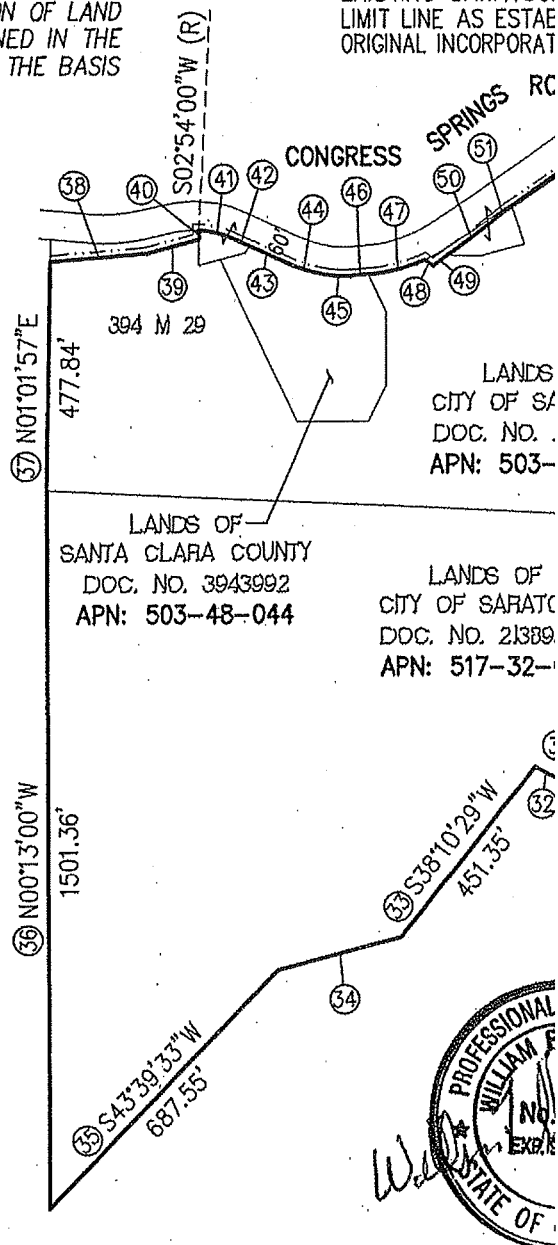
FOR ASSESSMENT PURPOSES ONLY. THIS DESCRIPTION OF LAND IS NOT A LEGAL PROPERTY DESCRIPTION AS DEFINED IN THE SUBDIVISION MAP ACT AND MAY NOT BE USED AS THE BASIS FOR AN OFFER FOR SALE OF THE LAND DESCRIBED.

EXISTING SARATOGA  
LIMIT LINE AS ESTAB  
ORIGINAL INCORPORAT

LINE TABLE		
COURSE	BEARING	DISTANCE
3	S66°43'45"W	101.22'
4	S28°08'36"E	121.22'
5	S42°37'00"E	114.20'
6	S42°41'30"W	46.75'
7	S28°42'29"W	67.49'
8	S17°34'28"W	119.54'
9	S23°38'04"W	164.74'
10	S07°46'13"W	124.34'
11	S21°13'25"W	115.12'
12	S34°38'22"W	169.69'
13	S07°24'54"E	131.81'
14	S41°42'50"W	39.39'
15	N47°42'12"W	74.76'
16	N70°30'15"W	93.55'
17	N36°30'27"W	76.60'
18	N25°27'48"E	188.42'
19	N01°25'00"W	229.79'
20	N30°22'41"E	48.77'
21	N10°12'05"E	145.11'
22	N21°24'05"E	84.56'
23	N38°43'02"W	98.91'
24	N11°39'44"W	60.50'
25	N73°14'54"W	58.12'
26	N88°10'13"W	28.29'
27	S77°45'03"W	81.44'
28	N89°09'00"W	86.16'
29	S77°50'16"W	44.20'
30	S53°55'22"W	33.23'
31	S55°11'07"W	80.97'
32	N61°51'47"W	49.92'

LINE TABLE		
COURSE	BEARING	DISTANCE
34	S75°12'53"W	264.51'
38	N84°56'57"E	199.98'
39	N75°01'57"E	113.78'
40	N00°06'37"E	18.53'
42	S65°11'22"E	35.01'
43	S65°11'22"E	77.84'
46	N85°31'57"E	33.77'
48	S55°50'45"E	22.51'
49	N52°51'01"E	35.08'
50	N52°51'01"E	122.90'
51	N52°18'13"E	46.37'
52	N55°39'31"E	232.41'
53	N85°17'50"E	69.55'
54	S81°16'40"E	170.11'
55	S81°16'40"E	71.59'
56	N75°38'50"E	199.90'
57	N85°07'20"E	116.55'
58	N17°02'52"W	10.44'
59	N84°09'14"E	20.39'
60	N84°09'14"E	70.79'
61	S85°05'46"E	170.28'
62	N88°24'14"E	118.80'
63	N28°54'14"E	72.60'
64	N37°39'14"E	120.12'
66	N88°00'03"W	124.55'

CURVE TABLE			
COURSE	RADIUS	DELTA	LENGTH
41	195.00'	21°54'38"	74.57'
44	355.00'	14°32'21"	90.08'
45	220.65'	14°44'20"	56.76'
47	355.00'	19°32'08"	121.04'



**COUNTY OF SANTA CLARA**  
OFFICE OF THE COUNTY SURVEYOR  
COUNTY GOVERNMENT CENTER, EAST  
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SAN JOSE, CALIFORNIA 95110  
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